

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of:
SWITZER, Jeffrey K., et. al.

Appln. No.: 10/660,137
REIFSNYDER, D.A.

Examiner:

Conf. No.: 6884

Group Art Unit: 1723

Filed: 09/11/2003

Dkt. No.: SWITJ-P01

C/N: 23,653

For: PORTABLE APPARATUS FOR THE MAGNETIC TREATMENT OF
FLUIDS

DECLARATION UNDER 37 C.F.R. § 1.132

Jeffrey K. SWITZER, Applicant, declares as follows:

1. I am the applicant for the above-referenced patent application and I am over 21 years of age.

2. I am a named inventor in the above-referenced application. Although a named inventor, I was not kept informed of the processing of this application through the Patent and Trademark Office (PTO) and, until approximately February of 2006, did not become aware of the Office action of December 14, 2004, or the subsequent abandonment of the application on July 1, 2005, for failure to respond to said Office action.

3. I did not have any copies of documents submitted or

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received concerning this patent application.

4. When I became aware of the abandonment, I consulted
counsel and began the process of collecting all documents
5 relevant to the filing of this application and all official
documentation relative thereto.

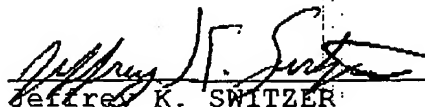
5. I affirm that, had I been aware of an outstanding
Office action, I would have taken necessary steps to
10 contemporaneously respond to it.

6. I did not ever intend to abandon this application.

I hereby further declare that all statements made herein of
my own knowledge are true and that all statements made on
information and belief are believed to be true; and further that
these statements were made with the knowledge that willful false
statements and the like so made are punishable by fine or
imprisonment, or both under Section 1001 of Title 18 of the
United States Code and that such willful false statements may
jeopardize the validity of the application or document or any
registration or patent resulting therefrom.

Date:

4/16/06


Jeffrey K. SWITZER
Applicant